IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 2ND NOVEMBER 2007 / 11TH KARTHIKA 1929

WP(C).No. 32338 of 2007(Y)

PETITIONER:

SMT.K.RUGUMINI, BRANCH MANAGER,
NEDUPUZHA SERVICE CO-OPERATIVE BANK LTD.,
KANIMANGALAM BRANCH, TRICHUR, RESIDING AT
CHERIYANATH HOUSE, CHEEYARAM P.O.,
THRISSUR DISTRICT.

BY ADV. SRI.K.SRIKUMAR
SRI.K.MANOJ CHANDRAN
SRI.P.R.AJITHKUMAR

RESPONDENTS:
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1. THE JOINT REGISTRAR (GENERAL) OF
CO-OPERATIVE SOCIETIES, THRISSUR.

2. THE MANAGING COMMITTEE,
NEDUPUZHA SERVICE CO-OPERATIVE BANK LTD.,
NEDUPUZHA, THRISSUR-15, REPRESENTED BY ITS
PRESIDENT.

3. THE NEDUPUZHA SERVICE CO-OPERATIVE
BANK LTD.NO.555, NEDUPUZHA, THRISSUR-15,
REPRESENTED BY ITS SECRETARY.

4. P.G.SUBRAMANIAN, INTERNAL AUDITOR,
NEDUPUZHA SERVICE CO-OPERATIVE BANK LTD.,
RESIDING AT PALLIVALLIPPIL HOUSE,
KANIMANGALAM PO, THRISSUR.

BY ADV. SRI.M.B.PRAJITH, SC FOR R4
GOVT. PLEADER SRI.P.K.RAVIKRISHNAN FOR R1
ADV.SRI.C.E.UNNIKRISHNAN, SC FOR R2 & R3

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 02/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. M. JOSEPH, J.

W.P.C. No. 32338 OF 2007

Dated this the 2nd day of November , 2007

JUDGMENT

I heard learned counsel for the petitioner, counsel for respondents 2 and 3 and also the counsel for the fourth respondent.

I do not think that there can be a dispute that the issue raised in this writ petition can be dealt with by the authority under Section 69 of the Co-operative Societies Act. In such circumstances, petitioner is relegated to pursue the remedy available to him under Section 69. I also direct that the interim order passed by this court will continue for a period of ten days from today. It is open to the petitioner to seek interim relief before the authority under Section 69. I further direct that if the petitioner moves the authority under Section 69 within one week from today, the authority will consider the matter with full opportunity to the parties and take a final decision in the matter in accordance with law within a period of three months from the date of filing the petition.

Writ petition is disposed of .

K. M. JOSEPH, JUDGE

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